

HOWARD ROME MARTIN & RIDLEY LLP

1775 WOODSIDE ROAD, SUITE 200
REDWOOD CITY, CALIFORNIA 94061
TELEPHONE (650) 365-7715

1 **JOSEPH C. HOWARD, JR. [SBN: 050784]**
2 **TODD H. MASTER [SBN: 185881]**
3 **HOWARD ROME MARTIN & RIDLEY LLP**
4 1775 Woodside Road, Suite 200
Redwood City, CA 94061
Telephone: (650) 365-7715
Facsimile: (650) 364-5297

5 Attorneys for Defendants KENNETH VITORELO,
6 JACK AIELLO and CITY OF SAN CARLOS

7
8 IN THE UNITED STATES DISTRICT COURT
9 IN AND FOR THE NORTHERN DISTRICT OF CALIFORNIA

10
11 **JEFFREY A. HOWELL and SHELLEY H.K.**
12 **HOWELL,**

13 Plaintiffs,

14 vs.

15 **KENNETH VITORELO, individually and in his**
16 **capacity as a San Carlos Building Inspector;**
17 **JACK AIELLO, individually and in his capacity**
18 **as the San Carlos Building Official; CITY OF**
19 **SAN CARLOS,**

20 Defendants.

Case No. C 07-06086 MMC

ORDER APPROVING

STIPULATION OF DISMISSAL
[FRCP 41 (a) (1)]

21 IT IS HEREBY STIPULATED by and between the parties to this action through their
22 designated counsel that the above-entitled action filed by plaintiffs JEFFREY A. HOWELL and
23 SHELLEY H.K. HOWELL against defendants KENNETH VITORELO, JACK AIELLO, and the
24 CITY OF SAN CARLOS (collectively, "defendants") and all others is dismissed with prejudice

25 ///

26 ///

1 pursuant to Fed.R.Civ.Pro 41(a)(1), with each party to bear their own costs and attorney fees.

2
3 HOWARD ROME MARTIN & RIDLEY LLP

4 Dated: January 7, 2009

5 By: Todd H. Master
6 Todd H. Master
7 Attorneys for Said Defendants

8 Dated: January 7, 2009

9 By: Gerald V. Barron
10 Gerald V. Barron
11 Attorneys for Plaintiffs

12 ORDER

13 This Stipulation re Dismissal is hereby adopted by the Court and, as such, this matter is
14 dismissed in its entirety with prejudice.

15 Dated: January 7, 2009

16 Maxine M. Chesney
17 Hon. Maxine M. Chesney
18 United States District Judge
19
20
21
22
23
24
25
26

HOWARD ROME MARTIN & RIDLEY LLP
1775 WOODSIDE ROAD, SUITE 200,
REDWOOD CITY, CALIFORNIA 94061
TELEPHONE (650) 365-7715